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PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/502,120	
	Filing Date	February 10, 2000	
	First Named Inventor	Dan Meisburger	
	Group Art Unit Number	2878	
	Examiner Name	Not Yet Known	
Total Number of Pages in This Submission	11	Attorney Docket Number	4764

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> Formal Drawing(s): [ ] Sheet(s) of Figure(s) [ ]
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Small Entity Statement	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Cited References	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/>
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<input type="checkbox"/> Amendment/Response: [ ] Page(s) <input type="checkbox"/> After Final	<input type="checkbox"/>
<input type="checkbox"/> Status Request	<input type="checkbox"/>
<input type="checkbox"/> Revocation and Power of Attorney	<input type="checkbox"/>
<b>REMARKS:</b> ** "Total Number of Pages in this Submission" does not include cited references.	

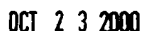
SIGNATURE OF ATTORNEY OR AGENT	
Signature:	
Attorney/Reg. No.:	Trinidad Arriola Kern/Reg. No. 44,012
Dated:	10/19/2000

CERTIFICATE OF MAILING	
I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.	
Signature:	
Typed or Printed Name:	Trinidad Arriola Kern
Dated:	10/19/2000
Express Mail Mailing Number (optional):	

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Patent and Trademark Office

## TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) =

(\$).00

**Complete if Known**

Application Number	09/502,120
Filing Date	February 10, 2000
First Named Inventor	Dan Meisburger
Group Art Unit	2878
Examiner Name	Not Yet Known
Attorney Docket Number	4764

### METHOD OF PAYMENT

**FEE CALCULATION (continued)**

**1. The Commissioner is hereby authorized to:**

- ☐ Charge the indicated fees to the below mentioned deposit account.
- ☒ Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. <sup>1</sup>
- ☐ Applicant claims small entity status  
See 37 CFR 1.27

**Deposit Account Number: 19-2555**

Deposit Account Name: FENWICK & WEST LLP

**A Duplicate Copy of this authorization is attached**

2. ☐ **Payment Enclosed:**

☐ Check    ☐ Credit Card    ☐ Other**FEE CALCULATION** (fees effective 10/01/2000)

**1. FILING FEE**

<u>Large Entity</u> Fee Code/Fee	<u>Small Entity</u> Fee Code/Fee	Fee Description	Fee Due
101/ <b>\$710</b>	201/ <b>\$355</b>	Utility Filing	<input type="text"/>
106/ <b>\$320</b>	206/ <b>\$160</b>	Design Filing	<input type="text"/>
108/ <b>\$710</b>	208/ <b>\$355</b>	Reissue	<input type="text"/>
114/ <b>\$150</b>	214/ <b>\$75</b>	Provisional Filing	<input type="text"/>

**SUBTOTAL (1)** **(\$)** .00

## 2. CLAIMS

<u>Large Entity</u> Fee Code/Fee	<u>Small Entity</u> Fee Code/Fee	Fee Description
103/ <b>\$18</b>	203/ <b>\$9</b>	Claims in excess of 20
102/ <b>\$80</b>	202/ <b>\$40</b>	Independent claims in excess of 3
104/ <b>\$270</b>	204/ <b>\$135</b>	Multiple dependent claim
109/ <b>\$80</b>	209/ <b>\$40</b>	Reissue independent claims over original patent
110/ <b>\$18</b>	210/ <b>\$9</b>	Reissue claims in excess of 20 and over original patent

### 3. ADDITIONAL FEES

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due
105/ <b>\$130</b>	205/ <b>\$65</b>	Surcharge - late filing fee or oath	<input type="text"/>
127/ <b>\$50</b>	227/ <b>\$25</b>	Surcharge-late provisional filing fee or cover sheet	<input type="text"/>
147/ <b>\$2,520</b>	147/ <b>\$2,520</b>	For filing a request for reexamination	<input type="text"/>
115/ <b>\$110</b>	215/ <b>\$55</b>	Extension for response within first month <sup>1</sup>	<input type="text"/>
116/ <b>\$390</b>	216/ <b>\$195</b>	Extension for response within second month <sup>1</sup>	<input type="text"/>
117/ <b>\$890</b>	217/ <b>\$445</b>	Extension for response within third month <sup>1</sup>	<input type="text"/>
118/ <b>\$1,390</b>	218/ <b>\$695</b>	Extension for response within fourth month <sup>1</sup>	<input type="text"/>
128/ <b>\$1,890</b>	228/ <b>\$945</b>	Extension for response within fifth month <sup>1</sup>	<input type="text"/>
119/ <b>\$310</b>	219/ <b>\$155</b>	Notice of Appeal	<input type="text"/>
141/ <b>\$1,240</b>	241/ <b>\$620</b>	Petition to revive unintentionally abandoned application	<input type="text"/>
142/ <b>\$1,240</b>	242/ <b>\$620</b>	Utility Issue Fee (Or Reissue)	<input type="text"/>
143/ <b>\$440</b>	243/ <b>\$220</b>	Design Issue Fee	<input type="text"/>
122/ <b>\$130</b>	122/ <b>\$130</b>	Petitions to the Commissioner	<input type="text"/>
126/ <b>\$240</b>	126/ <b>\$240</b>	Submission of Information Disclosure Statement	<input type="text"/>
179/ <b>\$710</b>	279/ <b>\$355</b>	Request for Continued Examination (RCE)	<input type="text"/>
581/ <b>\$40</b>	581/ <b>\$40</b>	Recording each patent assignment per property (times number of properties)	<input type="text"/>
146/ <b>\$710</b>	246/ <b>\$355</b>	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>
149/ <b>\$710</b>	249/ <b>\$355</b>	For each additional invention to be examined (37 CFR 1.129(a))	<input type="text"/>

Other fee (specify)

Other fee (specify)

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**SUBTOTAL (3)** (\$).00

(Col. 1)		(Col. 2)	(Col. 3)			
For	No of Existing Claims	Highest No. Previously Paid For	Extra**	Fee	Fee Due	
TOTAL		20 or 0		x		
INDEP		3 or 0		x		
[ ] First presentation of multiple dependent claim						

- Subtract the greater number of Col. 2

\*\* If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3

**SUBTOTAL (2)** (\$).00

## SUBMITTED BY

Typed or Printed Name

Trinidad Arriola Kern

Signature

Complete (if applicable)

Req. Number	Req. Description	Req. Type	Req. Status	Req. Owner	Req. Manager	Req. Analyst	Req. Tester	Req. Approver	Req. Date	Req. Version	Req. Change Log
1	System shall be able to process 10,000 transactions per hour.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
2	System shall be able to handle 10,000 concurrent users.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
3	System shall be able to process 10,000 transactions per hour.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
4	System shall be able to handle 10,000 concurrent users.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
5	System shall be able to process 10,000 transactions per hour.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
6	System shall be able to handle 10,000 concurrent users.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
7	System shall be able to process 10,000 transactions per hour.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
8	System shall be able to handle 10,000 concurrent users.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
9	System shall be able to process 10,000 transactions per hour.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	
10	System shall be able to handle 10,000 concurrent users.	Performance	Open	John Doe	Jane Smith	John Doe	Jane Smith	John Doe	2023-10-27	1.0	

44.012

Date \_\_\_\_\_

10/19/2000



PATENT  
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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

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APPLICANT(S): Dan Meisburger, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau,  
Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse,  
Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling,  
Surendra G. Lele, Tom Cass, Doug Hendricks, John Gibilisco

APPLICATION NO.: 09/502,120

FILING DATE: February 10, 2000

TITLE: Inspecting Optical Masks With Electron Beam Microscopy

EXAMINER: Not Yet Known

GROUP ART UNIT: 2878

ATTY. DKT. NO.: 4764

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: 10/19/00

By: *Trinidad Arriola Kern*  
Trinidad Arriola Kern, Reg. No.: 44,012

COMMISSIONER FOR PATENTS  
WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT  
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose. These references were cited during prosecution of U.S. Patent No. 5,717,204, the basis for this reissue application.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

- ☒ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first official action on the merits, whichever event last occurred;  
OR
- ☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;
- ☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either:
- (1) a final action under 37 CFR §1.113; OR
  - (2) a notice of allowance under 37 CFR §1.311; AND
- ☐ attached hereto is the fee of \$240, as set forth under 37 CFR §1.17(p), for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;  
OR
  - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.

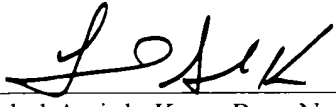
OR

- ☐ before the payment of the issue fee but after the mailing date of the first to occur of either:
- [1] a final action under 37 CFR § 1.113; OR
  - [2] a notice of allowance under 37 CFR § 1.311; AND  
in accordance with the requirements of 37 CFR § 1.97(d):
- ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
  - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND
- ☐ Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND
- ☐ Applicant submits the petition fee of \$130 as set forth in 37 CFR § 1.17(i).
- ☒ Applicant submits that no fee is required for the consideration of the accompanying Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,  
DAN MEISBURGER, ET AL.

Dated: 10/19/2000

By:   
Trinidad Arriola Kern, Reg. No.: 44,012  
Fenwick & West LLP  
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Palo Alto, CA 94306  
Tel.: (650) 858-7666  
Fax.: (650) 494-1417

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